

**23**

100

**STATE SCORE**

Scores are on a 100-point scale; maximum points are noted in lower-right corners.

**Factors Helping the State Score****10**

30

**Airspace Lease Law**

Illinois law allows Chicago authorities to lease low-altitude airspace above city streets,<sup>1</sup> which allows local officials to create drone highways above these roadways. However, outside of Chicago, the law is unclear. Municipalities are prohibited from airspace sale and lease for “purely private uses.” It is uncertain whether drone operations would qualify as a private or public benefit, and there are other minor state limits on airspace leasing.<sup>2</sup>

**10**

20

**Task Force or Program Office**

The state had a temporary drone task force in 2016.<sup>3</sup>

**3**

5

**Jobs Estimate**

Illinois is in the middle quintile when it comes to the number of drone-related jobs per 100,000 people.

**Factors Hindering the State Score****0**

25

**Avigation Easement Law**

Illinois law does not create an avigation easement, which means drone operators may be subject to nuisance and trespass laws, even if their drones do not disturb people on the ground.

**0**

10

**Law Vesting Landowners with Air Rights**

Illinois law does not expressly provide air rights to landowners, which raises litigation risk for drone operators.

**0**

10

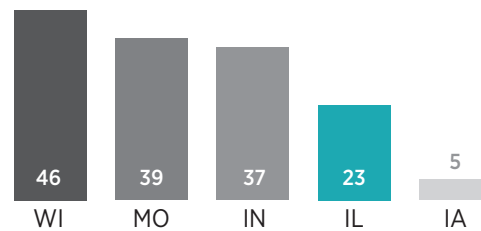
**Sandbox**

Illinois does not have a drone sandbox. State officials should consider dedicating state facilities and airspace to commercial drone testing.

## Peer State Comparisons by Score

Oklahoma (74)

Commercial drone-readiness scores vary across the nation. To give state leaders and residents insight into how their state compares, we have provided the scores of four state peers. In most cases, these peers are neighboring states. (Top line illustrates the top score in 2022.)



## Definitions

### Airspace Lease Law

States receive points for having laws that allow state and local authorities to lease airspace above public roadways. These laws allow officials in the future to create drone highways safely, away from airports and residential areas.

### Avigation Easement Law

States receive points for expressly creating an avigation easement, meaning that drones (and planes) are free to fly over private property as long as they do not disturb those on the ground.

### Task Force or Program Office

States receive points if they have an active statewide task force or a program office dedicated to commercial drone services.

### Law Vesting Landowners with Air Rights

States receive points for expressly vesting landowners with air rights. This law reduces litigation risk by putting drone operators on notice that drone flights that are too low or disruptive to landowners are not permitted.

### Sandbox

States receive points if they have dedicated state facilities and airspace for commercial drone testing.

### Jobs Estimate

This score is based on the number of drone jobs per 100,000 people; estimated using ZipRecruiter data.

## Notes

1. 65 ILL. COMP. STAT. 20/21-17 (2019).
2. 5/11-80-8 (2020); 5/11-75-1 (2022).
3. See 20 ILL. COMP. STAT. 5065/15 (2017); repealed in 2018 by 20 ILL. COMP. STAT. 5056/20 (2022).